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CUSTOMER
NUMBER

Docket No. 1004451.001US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Naoko Horikoshi Confirmation No.: 3674
Serial No.: 10/584,393 Group Art Unit: 1645
Filed: November 21, 2006 Examiner: Khatol S. Shahnan Shah
For: METHOD OF MULTIPLEX MICROORGANISM DETECTION

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is responsive to the Restriction Requirement dated March 26, 2009 in which claims 1-18 were subjected to restriction. The applicant provisionally elects to prosecute **Species I** (*i.e.*, *Listeria monocytogenes*) and primers disclosed in SEQ ID NOs: 5 and 6. As is set forth in detail below, this election is **made with traverse**. Entry and consideration of this response are respectfully requested.

Under 37 C.F.R. §1.7(a) when the last day to take action falls on a Saturday, Sunday, or Federal holiday within the District of Columbia, the action may be taken on the next succeeding business day which is not a Saturday, Sunday, or Federal holiday, *i.e.*, April 27, 2009 without additional extension fees.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.